



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

AUG 22 2008

Ref: 8ENF-UFO

CERTIFIED MAIL 7005-0390-0000-4848-5634
RETURN RECEIPT REQUESTED

Bill H. Gunn, Registered Agent
Natural Soda, Inc.
3200 County Road 31
Rifle, Colorado 81650

Re: UNDERGROUND INJECTION
CONTROL PROGRAM (UIC)
Penalty Complaint and Notice of
Opportunity for Hearing

Dear Mr. Gunn:

The enclosed document is a Penalty Complaint and Notice of Opportunity for Hearing ("complaint") for violations of the Safe Drinking Water Act ("SDWA"). Please carefully read the complaint soon, since it describes Natural Soda, Inc.'s ("Natural Soda's") rights and responsibilities in this matter as well as EPA's authority, the factual basis of the violations, and the background for the proposed penalty. EPA is enclosing a copy of the Rules of Practice that govern these proceedings, an information sheet about the Small Business Regulatory Enforcement Fairness Act, and a required Public Notice associated with this complaint.

Natural Soda is required to take action within thirty (30) calendar days of your receipt of this complaint to avoid the possibility of having a default judgment entered against Natural Soda that could impose the penalty amount proposed in the complaint.

Whether or not Natural Soda requests a hearing, we encourage an informal conference with EPA concerning the alleged violations in an effort to negotiate a settlement. Natural Soda may wish to appear at an informal conference and/or be represented by legal counsel. To arrange for such a conference, Natural Soda should contact Marc Weiner, Enforcement Attorney, Legal Enforcement Program, at the number provided below. Request for such a conference does not extend the thirty (30) calendar day period during which a request for hearing must be submitted. Public Notice of EPA's complaint and the opportunity to provide written comments on the complaint is being provided pursuant to section 1423 (c)(3)(B) of the SDWA, 42 U.S.C. § 300h-2(c)(3)(B). Should a hearing be held, any person who comments on the complaint has a right to participate in the hearing.

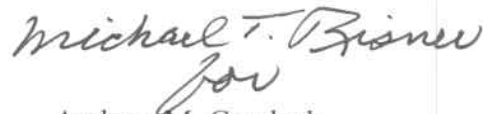
If Natural Soda has technical questions relating to this matter, the person most knowledgeable on my staff is Nathan Wiser, UIC Enforcement Team, Technical Enforcement Program, at 1-800-227-8917 ext. 6211 or (303) 312-6211. For all legal questions, the person most knowledgeable on my staff is Marc Weiner at 1-800-227-8917 ext. 6913 or (303) 312-6913. Mr. Wiser and Mr. Weiner can also be reached at the following addresses:

Nathan Wiser (Mail Code 8ENF-UFO)
Environmental Scientist
U.S. EPA, Region 8
1595 Wynkoop Street
Denver, Colorado 80202, or

Marc Weiner (Mail Code 8ENF-L)
Enforcement Attorney
U.S. EPA, Region 8
1595 Wynkoop Street
Denver, Colorado 80202.

We urge Natural Soda's prompt attention to this matter.

Sincerely,



Andrew M. Gaydosh
Assistant Regional Administrator
Office of Enforcement, Compliance
and Environmental Justice

Enclosures:

Complaint with Notice of Opportunity for Hearing
Public Notice
Small Business Regulatory Enforcement Fairness Act fact sheet
40 CFR Part 22 Rules of Practice

cc: (with all enclosures)

Kent Walter, Area Manager
White River Resource Area
U.S. Bureau of Land Management
73544 Hwy 64
Meeker, Colorado 81641

Alan Sorenson
Colorado Division of Reclamation Mining and Safety
1313 Sherman Street, Room 215
Denver, Colorado 80203

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**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

Docket No. SDWA-08-2008-0095

SEP 26 PM 2:48
EPA REGION VIII
HEARING CLERK

In the Matter of:

Natural Soda, Inc.
a Colorado company,
Respondent.

Proceedings under Section 1423(c)
of the Safe Drinking Water Act
42 U.S.C. 300h-2(c)

**PENALTY COMPLAINT AND NOTICE
OF OPPORTUNITY FOR HEARING
(COMPLAINT)**

INTRODUCTION

1. This civil administrative enforcement action is authorized by Congress in section 1423(c) of the Public Health Service Act, also known as the Safe Drinking Water Act (SDWA or the Act). 42 U.S.C. § 300h-2(c). The Environmental Protection Agency (EPA) regulations authorized by the statute are set out in title 40 of the Code of Federal Regulations (C.F.R.), parts 144-148, and violations of the statute, permits or EPA regulations constitute violations of the Act. The rules for this proceeding are the "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders and the Revocation, Termination or Suspension of Permits" (Rules of Practice), 40 C.F.R. part 22, a copy of which is enclosed.
2. The undersigned EPA official has been properly delegated the authority to issue this action.
3. EPA alleges that Natural Soda, Inc. (hereinafter referred to as Respondent) has violated the regulations, and therefore the Act, and proposes the assessment of a civil penalty and the imposition of a compliance schedule, as more fully explained below.

NOTICE OF OPPORTUNITY FOR A HEARING

4. Respondent has the right to a public hearing before a presiding officer within the Agency to (1) disagree with any fact alleged by EPA in the complaint, (2) state the grounds for any legal defense, or (3) disagree with the appropriateness of the proposed penalty.
5. To disagree with the complaint and assert its right to a hearing, Respondent must file a written answer (and one copy) with the Region 8 Hearing Clerk at the following address within 30 calendar days of receiving this complaint:

Region 8 Hearing Clerk
1595 Wynkoop Street (Mail code 8RC)
Denver, Colorado 80202

The answer must clearly admit, deny or explain the factual allegations of the complaint, the grounds for any defense, the facts in dispute, and a specific request for a public hearing. See 40 C.F.R. § 22.15(b) of the Rules of Practice for a complete description of what must be in the answer. **FAILURE TO FILE AN ANSWER AND REQUEST FOR HEARING WITHIN 30 CALENDAR DAYS MAY WAIVE RESPONDENT'S RIGHT TO DISAGREE WITH THE ALLEGATIONS OR PROPOSED PENALTY, AND RESULT IN A DEFAULT JUDGMENT AND ASSESSMENT OF THE PENALTY PROPOSED IN THE COMPLAINT, OR UP TO THE MAXIMUM AUTHORIZED BY THE ACT.**

QUICK RESOLUTION

6. Respondent may resolve this proceeding at any time by paying the penalty amount proposed in the complaint. Such action to make payment need not contain any response to, or admission of, the allegations in the complaint. Such action to make payment constitutes a waiver of Respondent's right to contest the allegations and to appeal the final order. See 40 C.F.R. § 22.18 of the Rules of Practice for a full explanation of the quick resolution process.

SETTLEMENT NEGOTIATIONS

7. EPA encourages discussing whether cases can be settled through informal settlement conferences. If Respondent wants to pursue the possibility of settling this matter, or has any other questions, contact the attorney listed at the end of this complaint. **Please note that calling the attorney or requesting a settlement conference does NOT delay the running of the 30 day period for filing an answer and requesting a hearing referenced in paragraph 5.**

GENERAL ALLEGATIONS

The following general allegations apply to all times relevant to this action, and to each count of this complaint:

8. Pursuant to section 1422 of the Act, 42 U.S.C. § 300h-1, and 40 C.F.R. § 147.301, EPA administers the Underground Injection Control (UIC) program for Class III wells within the State of Colorado. The effective date of the program is May 11, 1987. The program requirements are located at 40 C.F.R. parts 124, 144, 146, 147, and 148.

1 9. The wells subject to this action are Class III solution mining injection wells. The
2 purpose of the solution mining is to produce the mineral nahcolite by injecting a
3 liquid lixiviant at approximately 1925 feet below surface, recovering the brine
4 rich in dissolved nahcolite via wells, and extracting the desired nahcolite at the
5 surface. The wells are located in Rio Blanco County, Colorado. The specific
6 wells subject to this complaint and their locations are:
7

Well Name	EPA Permit No.	Location
5H	CO30358-04668	T1S, R98W, Section 26, SW/4, SE/4
6H	CO30358-04679	T1S, R98W, Section 26, NE/4, SW/4

- 8
- 9 10. These wells are authorized under an area permit issued to Respondent by EPA
10 Region 8, effective December 4, 2003, which has no expiration date.
11
- 12 11. Respondent is a Colorado company in good standing and incorporated under the
13 laws of the State of Colorado. Respondent's principal office address is 3200
14 County Road 31, Rifle, Colorado 81650, with telephone number (970) 878-3674.
15
- 16 12. Respondent is a "person" within the meaning of section 1401(12) of the Act,
17 42 U.S.C. § 300f(12) and 40 C.F.R. § 144.3.
18
- 19 13. Pursuant to 40 C.F.R. §§ 144.3 and 146.3, "Director," as used in 40 C.F.R. parts
20 124, 144 and 146 and as applied in this matter, means the Regional Administrator
21 of EPA Region 8 or his or her authorized representative.
22
- 23 14. 40 C.F.R. Part 144, Subpart E includes additional conditions applicable to all UIC
24 permits. Respondent was issued an area permit for the subject wells and is the
25 permittee. The permittee must comply with all permit conditions. Any permit
26 noncompliance constitutes a violation of the Act, and is grounds for enforcement
27 action. 40 C.F.R. § 144.51(a).
28
- 29 15. The wells which are the subject of this complaint penetrate underground sources
30 of drinking water (USDWs) including, but not limited to, groundwater in the
31 "perched aquifer" at approximately 380 feet, the "A-Groove aquifer" at
32 approximately 1392 feet and the "B-Groove aquifer" at approximately 1582 feet,
33 below surface.
34
- 35 16. According to monitoring reports submitted by Respondent, the wells subject to
36 this complaint, when in use, inject approximating 754,000 barrels (32,000,000
37 gallons) of fluid per month.
38
- 39 17. 40 C.F.R. §146.33(b)(3), and part II(C)(6) of the UIC permit, require Respondent
40 to demonstrate mechanical integrity of its wells at least every five years.
41
- 42 18. 40 C.F.R. §146.8 defines mechanical integrity for injection wells. An injection
43 well has mechanical integrity if there are no significant leaks in the well's casing,

1 packer or tubing (also called “internal” mechanical integrity, 40 C.F.R. §
2 146.8(a)(1)), and there is no significant fluid movement into USDWs through
3 vertical channels adjacent to the well bore (also called “external” mechanical
4 integrity, 40 C.F.R. § 146.8(a)(2)).
5

- 6 19. Part II(C)(6) of the UIC permit requires Respondent to demonstrate mechanical
7 integrity through the following methods: a pressure test, for “internal” mechanical
8 integrity, and [use of] temperature logs for “external” mechanical integrity.
9

- 10 20. Respondent demonstrated internal and external mechanical integrity at the wells
11 referenced in paragraph 9 in 2002, and was required to demonstrate mechanical
12 integrity again in 2007, as follows:
13

Well name	Mechanical Integrity Demonstration Method	Demonstration Date	Demonstration Due Date
5H	Pressure test	May 9, 2002	May 9, 2007
5H	Temperature log	June 4, 2002	June 4, 2007
6H	Pressure test	September 29, 2002	September 29, 2007
6H	Temperature log	October 21, 2002	October 21, 2007

- 14
15 21. See Attachment A to this complaint where these violations are summarized and
16 labeled with the letters “A” and “B.” Attachment A is incorporated into this
17 complaint.
18

19 COUNT 1

- 20
21 22. Respondent is in violation of part II(C)(6) of its UIC permit and 40 C.F.R. §
22 146.33(b)(3), by failing to demonstrate mechanical integrity at least once every
23 five years for Well 5H and Well 6H. The duration of the Respondent’s violation
24 is shown in detail in attachment A. EPA has not received the mechanical integrity
25 demonstrations. For the purpose of determining a total duration of non-
26 compliance, EPA estimates that such compliance will have occurred by
27 September 30, 2008.
28

29 PROPOSED ORDER WITH ADMINISTRATIVE CIVIL PENALTY

- 30
31 23. The Act, as amended, and 40 C.F.R. part 19, authorize the assessment of a civil
32 penalty of up to \$11,000 for each day of violation up to a maximum penalty of
33 \$157,500. 42 U.S.C. § 300h-2(c)(2). The Act requires EPA to take into account
34 the following factors in assessing a civil penalty: the seriousness of the violations,
35 the economic benefit resulting from the violations, Respondent’s prior compliance
36 history of such violations, any good-faith efforts to comply, the economic impact
37 on Respondent, and other factors that justice may require. 42 U.S.C. § 300h-
38 2(c)(4)(B).
39

1 24. In light of the statutory factors and the specific facts of this case, EPA calculates
2 and proposes that **Respondent be required to comply with its UIC permit**
3 **requirements within a reasonable schedule and to pay a total penalty of**
4 **\$37,917 (thirty-seven thousand nine hundred seventeen dollars)** for the
5 violations alleged above, as explained below:
6

7 Seriousness of the Violation

8
9 The Respondent's injection wells inject at the highest injection rate of those
10 regulated by EPA Region 8. These wells are not constructed with a monitorable
11 annulus, precluding the ability to monitor for losses of internal mechanical
12 integrity. External mechanical integrity can only be assessed by conducting
13 period logging, such as the temperature logging required in the UIC permit.
14

15 A leak through well casing (loss of internal mechanical integrity) or through
16 channels adjacent to the well bore (loss of external mechanical integrity) can take
17 place without detection until the required internal and external mechanical
18 internal tests are conducted. Given the high injection rate, approximately
19 45,000,000 barrels (1.9 billion gallons) is injected between five-year mechanical
20 integrity demonstrations. Failing to detect a leak owing to overdue mechanical
21 integrity demonstrations can result in a significant volume of injected fluid
22 released into one or more USDWs. For these reasons, EPA considers these
23 violations to be serious.
24

25 Economic Benefit

26
27 EPA believes Respondent enjoyed an economic benefit by delaying expenditure
28 to make the reports in Counts 1 and 2, and has avoided this cost to date. EPA
29 estimates Respondent has enjoyed an economic benefit for these two counts
30 totaling **\$7,992 (seven thousand nine hundred ninety-two dollars)**, which is
31 included as part of the proposed penalty.
32

33 Prior Compliance History

34
35 EPA has not taken a prior formal enforcement action against Respondent for
36 violations of the UIC program regulations. EPA made no adjustment to the
37 proposed penalty based on this factor.
38

39 Good-Faith Efforts to Comply

40
41 EPA sent a notice of violation to Respondent, dated December 17, 2007,
42 describing these violations. Respondent described in a telephone call on or about
43 April 4, 2008, that it was an oversight by Respondent that these violations
44 occurred and that scheduling the tests posed a challenge owing to (1) the need to
45 shut down the plant for the tests, (2) the high demand for the equipment needed to
46 conduct the testing, and (3) a temporary weight limit on the only access road

1 being imposed by Rio Blanco county officials. EPA believes that Respondent
2 initially made no good faith effort to comply until receipt of EPA's December 17,
3 2007, letter and subsequent telephone call on or about April 4, 2008, and
4 thereafter encountered some difficulty complying due to factors beyond its
5 control. EPA made a downward adjustment to the proposed penalty based on this
6 factor.

7
8 Economic impact on the violator
9

10 EPA did not reduce the proposed penalty due to this factor, but will consider any
11 new information Respondent may present regarding this factor.
12

13 Other Matters that Justice may Require
14

15 EPA made no additional adjustments to the penalty due to this factor.
16

17 Schedule to Comply with UIC Permit Requirements
18

19 If Respondent has not already done so, EPA proposes that Respondent must
20 return the wells to compliance by conducting the required internal and external
21 mechanical integrity testing by September 30, 2008, and must submit the results
22 of the testing, including interpretation of the temperature logs by a knowledgeable
23 log analyst, to Nathan Wiser, at the address below.
24

- 25 25. Respondents' payment of the penalty shall be made by money order or certified
26 check made payable to "Treasurer, United States of America" and mailed to the
27 following address:
28

29 **REGULAR MAIL:**
30

31 U.S. Environmental Protection Agency
32 Fines and Penalties
33 Cincinnati Finance Center
34 P.O. Box 979077
35 St. Louis, MO 63197-9000
36

37 **OVERNIGHT MAIL:**
38

39 U.S. Bank
40 1005 Convention Plaza
41 Mail Station SL-MO-C2GL
42 St. Louis, MO 63101
43

44 Contact: Natalie Pearson
45 314-418-4087
46

1 **WIRE TRANSFERS:**

2
3 Wire transfers should be directed to:

4
5 Federal Reserve Bank of New York
6 ABA = 021030004
7 Account = 68010727
8 SWIFT address = FRNYUS33
9 33 Liberty Street
10 New York NY 10045
11 Field Tag 4200 of the Fedwire message should read "D 68010727
12 Environmental Protection Agency"

13
14 **ONLINE PAYMENTS:**

15
16 www.pay.gov
17 Enter SFO 1.1 in the "search public forms" field
18 Open form and enter the information
19

20 A copy of said check shall be mailed simultaneously to the following addresses:

21
22 Nathan Wiser (8ENF-UFO)
23 Environmental Scientist
24 U.S. EPA - Region 8
25 1595 Wynkoop Street
26 Denver, Colorado 80202, and

27
28 Tina Artemis
29 Regional Hearing Clerk (8RC)
30 U.S. EPA Region 8
31 1595 Wynkoop
32 Denver, CO 80202-1129.
33

- 34 26. The provisions of this complaint shall apply to and be binding upon Respondent,
35 its officers, directors, agents, servants, employees, and successors or assigns.
36
37 27. As required by the Act, prior to the assessment of a civil penalty, EPA will
38 provide public notice of the proposed penalty, and reasonable opportunity for
39 people to comment on the matter, and present evidence in the event a hearing is
40 held. 42 U.S.C. § 300h-2(c)(3)(B).
41
42 28. The presiding officer is not bound by the penalty proposed by EPA, and may
43 assess a penalty above the proposed amount, up to \$11,000 for each day of
44 violation, up to a maximum penalty of \$157,500. 42 U.S.C. § 300h-2(c)(2).
45

1 29. This complaint does not constitute a waiver, suspension, or modification of the
2 requirements of any applicable provision of the Act or the UIC regulations
3 implementing the Act, which remain in full force and effect. Issuance of this
4 complaint is not an election by the EPA to forego any civil or any criminal action
5 otherwise authorized under the Act.
6

7 30. To discuss settlement or ask any question you may have about this case or
8 process, please contact Marc Weiner, Enforcement Attorney, at the address
9 below:
10

11 U.S. EPA, Region 8 (8ENF-L)
12 Office of Enforcement, Compliance and Environmental Justice
13 1595 Wynkoop Street
14 Denver, Colorado 80202
15 (303) 312-6913.
16
17
18

19 Issued this 22nd day of August, 2008.
20
21

22 Michael T. Bizner
23 Andrew M. Gaydosh
24 Assistant Regional Administrator
25 Office of Enforcement, Compliance
26 and Environmental Justice

Attachment A

Operator	Well Name	EPA ID No.	Type of Violation	Date Violation Began	Date Violation Ended	Violation duration in days	Violation duration in months
Natural Soda, Inc.	5H	CO30358-04468	A: Fail to demonstrate internal mechanical integrity at 5H	5/9/2007	9/30/2008	510	17
			A: Fail to demonstrate external mechanical integrity at 5H	6/4/2007	9/30/2008	484	16
Natural Soda, Inc.	6H	CO30358-04679	B: Fail to demonstrate internal mechanical integrity at 6H	9/29/2007	9/30/2008	367	12
			B: Fail to demonstrate external mechanical integrity at 6H	10/21/2007	9/30/2008	345	12

CERTIFICATE OF SERVICE
Docket No. SDWA-08-2008-0095

I hereby certify that the original and a true copy of the Penalty Complaint and Notice of Opportunity for Hearing bearing the above-referenced Docket number were hand-carried to the Regional Hearing Clerk, EPA Region 8, 1595 Wynkoop Street, Denver, Colorado, and that a true copy of the same was sent via Certified Mail Return Receipt Requested mail to:

Bill H. Gunn, Registered Agent
Natural Soda, Inc.
3200 County Road 31
Rifle, Colorado 81650

Dated: 8/26/08 By: Judith McTernan
Judith McTernan

**U.S. ENVIRONMENTAL PROTECTION AGENCY
PUBLIC NOTICE
OPPORTUNITY FOR PUBLIC COMMENT ON
PENALTY COMPLAINT
AND NOTICE OF OPPORTUNITY FOR HEARING
AGAINST
NATURAL SODA, INC.
FOR FAILURE TO COMPLY WITH
UNDERGROUND INJECTION CONTROL REGULATIONS**

PURPOSE OF PUBLIC NOTICE

The purpose of this notice is to solicit written comments on a Penalty Complaint and Notice of Opportunity for Hearing (complaint) [Docket No. ~~SDWA-08-2008-0095~~] that Region 8 of the United States Environmental Protection Agency (EPA) proposes to issue against Natural Soda, Inc. whose office is located at 3200 County Road 31, Rifle, Colorado 81650. The complaint alleges violations of the Underground Injection Control (UIC) regulations and proposes remedies and monetary penalties for the alleged violations. The complaint is issued under the UIC provisions of the Safe Drinking Water Act (SDWA) and the Act's implementing regulations. These regulations govern the injection of fluids that may endanger an underground source of drinking water (USDW).

EPA desires to receive written comments from any interested party having knowledge of the alleged violations or who can provide any information useful to ensure that the proposed remedies and penalties are appropriate. EPA will review any comments received on the complaint, and will thereafter determine whether to modify or withdraw the complaint or whether to modify the proposed penalty.

BACKGROUND

Part C of the SDWA requires the EPA to regulate underground injection of fluid through wells to assure that underground sources of drinking water (USDW) are not endangered. Section 1421 of the SDWA requires EPA to administer UIC programs in States that do not have approved State UIC programs. Regulation of the UIC Class III Program has not been delegated to the State of Colorado; therefore, EPA administers the program in accordance with title 40 of the Code of Federal Regulations (40 C.F.R.), Parts 124, 144, 146, 147, and 148.

The two Class III injection wells which are the subject of this complaint, are operated by Natural Soda, Inc., and are located in the Natural Soda Lease within the Piceance Creek Field area of Rio Blanco County, in Section 26 of Township 1 South, Range 98 West. A Class III injection well, pursuant to 40 C.F.R. §§ 144.6 and 146.5, is a well that injects fluids for the extraction of minerals. The wells subject to this complaint are solution mining wells, injecting into the Boies Bed (also known as the L-5A zone) for the purpose of mining nahcolite.

The complaint alleges that Natural Soda, Inc. is in violation of UIC regulations and is subject to appropriate penalties for failing to demonstrate mechanical integrity to EPA. The complaint proposes that EPA assess an administrative civil penalty in the amount thirty-seven thousand, nine hundred seventeen dollars (\$37,917.00).

PUBLIC COMMENTS

Written comments on the complaint are encouraged and will be accepted at the address listed below for a period of thirty (30) days after the publication of this notice. Written comments submitted by the public as well as information submitted by Natural Soda, Inc. will be available for public review as part of the administrative record, subject to the provisions of law restricting the disclosure of confidential information. Natural Soda, Inc. may request a hearing. Any person submitting written comments will be notified of and has a right to participate in such a hearing. The complaint and the administrative record are available for review between 9:00 a.m. and 4:00 p.m. at the address listed below. It is recommended that those wishing to view the administrative record call Marc Weiner, Enforcement Attorney, Legal Enforcement Program, EPA Region 8, at (303) 312-6913 before visiting the EPA Region 8 offices.

Please submit written comments to:

Tina Artemis (8RC)
Regional Hearing Clerk
U.S. EPA, Region 8
1595 Wynkoop Street
Denver, Colorado 80202-1129.

A copy of the complaint will also be available for public review at the Rifle Branch Library according to the following schedule: Monday 10 a.m. to 6 p.m., Tuesday 10 a.m. to 8 p.m., Wednesday 10 a.m. to 6 p.m., Thursday 10 a.m. to 8 p.m., Friday 10 a.m. to 5 p.m., Saturday 10 a.m. to 5 p.m., and Sunday 1 p.m. to 5 p.m. The Rifle Branch Library is located at 107 East 2nd Street, Rifle, Colorado 81650. You may wish to contact Zee Russell prior to visiting. She can be reached at (970) 625-3471. Shortly after EPA sends its complaint to Natural Soda, Inc., the complaint can also be viewed on the following EPA webpage:
<http://www.epa.gov/region8/compliance/rhc.html>.

Any person interested in receiving their own copy of this or any future public notice of a UIC administrative action can call Nathan Wiser in the UIC program, EPA Region 8, at (303) 312-6211.

THE DECISION

EPA will review and consider all public comments received on the complaint and will thereafter determine whether to modify or withdraw the complaint or whether to modify the

proposed penalty. If the complaint is revised, copies shall be provided to all parties and to all members of the public who have commented.

A handwritten signature in dark ink, reading "Mark A.R. Chalfant". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Mark A.R. Chalfant, Director
Technical Enforcement Program
Office of Enforcement, Compliance, and
Environmental Justice
U.S. EPA, Region 8
1595 Wynkoop Street
Denver, CO 80202-1129



Office of Enforcement and Compliance Assurance
INFORMATION SHEET

U. S. EPA Small Business Resources

If you own a small business, the United States Environmental Protection Agency (EPA) offers a variety of compliance assistance resources such as workshops, training sessions, hotlines, websites, and guides to assist you in complying with federal and state environmental laws. These resources can help you understand your environmental obligations, improve compliance, and find cost-effective ways to comply through the use of pollution prevention and other innovative technologies.

Compliance Assistance Centers

(www.assistancecenters.net)

In partnership with industry, universities, and other federal and state agencies, EPA has established Compliance Assistance Centers that provide information targeted to industries with many small businesses.

Agriculture

(www.epa.gov/agriculture or 1-888-663-2155)

Automotive Recycling Industry

(www.ecarcenter.org)

Automotive Service and Repair

(www.ccar-greenlink.org or 1-888-GRN-LINK)

Chemical Industry

(www.chemalliance.org)

Construction Industry

(www.cicacenter.org or 1-734-995-4911)

Education

(www.campuserc.org)

Healthcare Industry

(www.hercenter.org or 1-734-995-4911)

Metal Finishing

(www.nmfrc.org or 1-734-995-4911)

Paints and Coatings

(www.paintcenter.org or 1-734-995-4911)

Printed Wiring Board Manufacturing

(www.pwbrc.org or 1-734-995-4911)

Printing

(www.pneac.org or 1-888-USPNEAC)

Transportation Industry

(www.transource.org)

Tribal Governments and Indian Country

(www.epa.gov/tribal/compliance or 202-564-2516)

US Border Environmental Issues

(www.bordercenter.org or 1-734-995-4911)

The Centers also provide State Resource Locators (www.envcap.org/statetools/index.cfm) for a wide range of topics to help you find important environmental compliance information specific to your state.

EPA Websites

EPA has several Internet sites that provide useful compliance assistance information and materials for small businesses. If you don't have access to the Internet at your business, many public libraries provide access to the Internet at minimal or no cost.

EPA's Home Page

www.epa.gov

Small Business Gateway

www.epa.gov/smallbusiness

Compliance Assistance Home Page

www.epa.gov/compliance/assistance

Office of Enforcement and Compliance Assurance

www.epa.gov/compliance

Voluntary Partnership Programs

www.epa.gov/partners



Friday
July 23, 1999

Registered Trademark

Part V

Environmental Protection Agency

40 CFR Part 22

Consolidated Rules of Practice Governing
the Administrative Assessment of Civil
Penalties, Issuance of Compliance or
Corrective Action Orders, and the
Revocation, Termination or Suspension of
Permits; Final Rule